

**# 628 - BUSINESS MEETING OF THE STATE BOARD OF EXAMINERS
OF MASTER PLUMBERS -MINUTES - NOVEMBER 19, 2015**

The minutes of the November 19, 2015 Board Meeting have not been formally approved and are subject to change or modification by the Public Body at its regular meeting on November 19, 2015.

The notice of the November 19, 2015 meeting has been mailed to the Star Ledger, Camden Courier Post, and Trenton Times newspapers, and has also been posted on the Bulletin Board at the Office of the Secretary of State, Trenton, New Jersey.

The Board meeting of November 19, 2015 was called to order at 9:00 am with the following Members in attendance:

Peter Voros, Chairman

Michael K. Maloney, Vice-Chairman

Michael L. Sestanovich, Secretary

James McManus, Jr.

Robert B. Reeve

Adam J. Sabath, absent

Paul N. Bontempo, absent

Donald Dileo

Thomas C. Pitcherello, State Government Representative

Others in attendance:

The following individuals were in attendance from 9:00 a.m. until closing at 3:00 pm:

Joseph A. Donofrio, Counseling Deputy Attorney General (DAG)

Rosemarie Baccile, Acting Executive Director

Jamie Hall, Agency Services Representative, joined Team 6 and was welcomed at this meeting

<u>Public visitors:</u>	Thomas Walsh, Licensed Master Plumber and Subcode Official
<u>Court Reporter:</u>	Susan Bischoff, State Shorthand Reporters 732-531-9500

Pledge of Allegiance to the Flag

Chairman Peter Voros led the Board in the Pledge of Allegiance to the Flag and requested that Members join in a moment of silence in recognition of U.S. troops serving our Country.

APPROVAL OF THE MINUTES of the OCTOBER 22, 2015, MEETING

A motion was made by James McManus and seconded by Donald Dileo to approve the minutes of the October 22, 2015 meeting. A vote was taken and the motion unanimously passed.

BOARD BUSINESS

PRESENT BOARD MEMBERS - &- CAPACITIES

MAYOR PETER I. VOROS ~ MASTER PLUMBER MEMBER ~ CHAIRMAN

MICHAEL K. MALONEY ~ MASTER PLUMBER MEMBER - VICE CHAIRMAN

MICHAEL L. SESTANOVICH ~ INSPECTOR MEMBER - SECRETARY

ROBERT B. REEVE, LICENSED MASTER PLUMBER # 7388

JAMES MC MANUS, JR., JOURNEYMAN MEMBER

DONALD B. DILEO ~ PUBLIC MEMBER

PAUL N. BONTEMPO - PUBLIC MEMBER

ADAM J. SABATH ~ PUBLIC MEMBER

THOMAS C. PITCHERELLO, STATE GOVERNMENT REPRESENTATIVE

The Nine (9) Board Member complement is complete with the appointment of Thomas C. Pitcherello on August 26, 2015.

It is noted that applications for the Master Plumber's examination, Master Plumber's business registration forms, and Bona fide Representative registrations are reviewed by Board Members during the course of each business meeting. Applications for Medical Gas Piping installers, brazers and instructors are also reviewed at this time.

- 1.) EMAIL INQUIRY
RE: JOE COSENTINO, STEAMFITTER LOCAL UNION 475
QUALIFICATIONS FOR PLUMBING LICENSE - SEEKING TO APPLY FOR EXAM

Deputy Attorney General Joseph A. Donofrio discussed this inquiry with the Board. Members noted that Local Union 475 does not instruct a combination steam fitting and plumbing curriculum. Existing New Jersey Plumbing Statutes and Regulations require that applicants meet the requirements for examination for a Master Plumber's license. The Board concluded in a motion made by Donald Dileo and seconded by Robert Reeve to that Mr. Cosentino does not meet the requirements, and therefore, denied the applicant's request to test for the Master Plumber's license.

A vote was taken and the motion unanimously passed.

- 2.) JOHN T. O'BRIEN, LMP #11633 - CHANGED HIS STATUS TO 'INACTIVE'
REAL MEDIA NEWS ARTICLE - INTERNET
"PLUMBER SNAKED FORT LEE CO-OP OUT OF \$650,000 PROSECUTOR SAYS"
INDICTED & SENTENCED

On November 19, 2015, the Board discussed the matter of John T. O'Brien, the recent sentencing of the licensee and his imminent incarceration. A motion was made by Michael Maloney and seconded by Michael Sestanovich, that this crime relates to the profession of plumbing; deliberations will be scheduled at the conclusion of Mr. O'Brien's incarceration; the licensee must appear for an Investigative Inquiry at the time he seeks reinstatement of his Master Plumber's license.

A Provisional Order of Discipline (POD) will be issued by the Board, assigned to DAG Donofrio for preparation, which will serve to suspend O'Brien's Master Plumber's license; issue a reprimand; and include a provision that will permit the Board to reserve additional sanctions at the time of a request for reinstatement.

A vote was taken and the motion unanimously passed.

- 3.) CONSUMER COMPLAINT RESOLVED BY OFFER OF SETTLEMENT
\$250 PENALTY PAID ON OCTOBER 25, 2012
FOR FAILURE TO ISSUE A CONTRACT TO THE CONSUMER \$332 RESTITUTION
PAID - *(notified the Board in 2015 that the restitution paid in 2012)*
BARRY D. CHRISTEN, LMP #10316, T/A BARRY D. CHRISTEN PLBG, HTG
GARY S. GYSCEK, CONSUMER, FILE ID: #76263

This matter was closed on November 19, 2015.

**◆ It is noted that applications for the Master Plumber's ◆
examination, Master Plumber's business registration
forms, and Bona fide Representative registrations are reviewed by Board Members during the course
of each business meeting.**

Applications for Medical Gas Piping installers, brazers and instructors are also reviewed at this time.

EXECUTIVE CLOSED SESSION MOTION:

A motion was made by Donald Dileo and seconded by Robert Reeve to proceed into Executive Closed Session to review consumer complaint matters, conduct investigative inquiries, discuss unlicensed advertisements, unlicensed practice matters, consider administrative closings, investigations of possible violations of applicable law, pending or anticipated litigation, matters under investigation, the DAG caseload, and review matters within the attorney-client relationship exception to the Open Public Meetings Act. A vote was taken and the motion unanimously passed.

The subject of this discussion shall remain confidential until such time as the reasons for having this matter in Executive Closed Session are no longer applicable. The next meeting is scheduled for December 17, 2015.

A vote was taken and the motion unanimously passed.

Submitted by,

Rosemarie S. Baccile, Acting Executive Director